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BEFORE THE

Federal Communications Commission

APR 12 1993

WASHINGTON, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of)	MM Docket No. <u>93-54</u>
GAF BROADCASTING COMPANY, INC.)	File No. BRH-910201WL
For Renewal of the License)	
of FM Broadcasting Station WNCN)	
New York, New York)	
CLASS ENTERTAINMENT)	File No. BPH-910430ME
AND COMMUNICATIONS, L.P.)	
THE FIDELIO GROUP, INC.)	File No. BPH-910502MQ
For a Construction Permit)	
for a New FM Station on)	
104.3 MHz at New York, New York)	

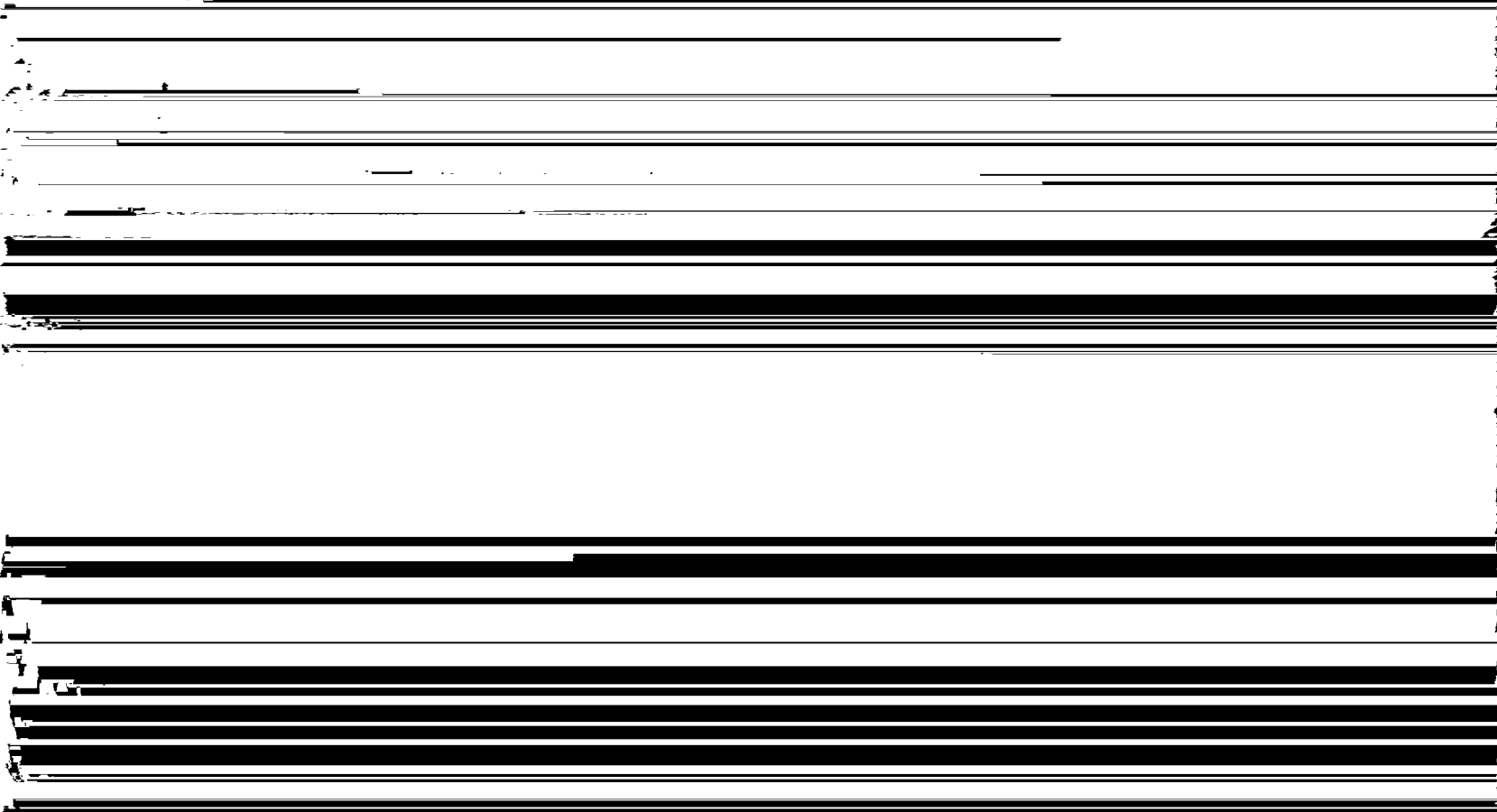
To: Administrative Law Judge Joseph Chachkin

PROOF OF PUBLICATION AND
BROADCAST AND REQUEST FOR WAIVER

GAF Broadcasting Company, Inc. ("GAF"), the licensee of WNCN(FM), New York, New York, by its attorneys, hereby requests a waiver of Section 73.3594(g) of the FCC rules to file the attached proofs of publication and broadcast of a local public

on the dates indicated. As demonstrated by this material, GAF has broadcast and published the requisite public notices in full compliance with Section 73.3594 of the FCC rules, within the time frame specified by that rule.¹ The attached proofs of publication and broadcast are being filed just four business days after the seven day period following final publication specified by the rule.² Accordingly, GAF respectfully submits that it is in substantial compliance with the local notice requirement.

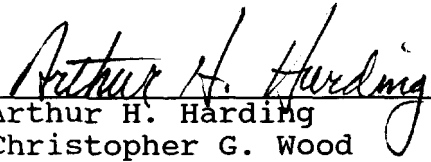
A waiver to submit the attached material will not prejudice the other parties at this early stage in the proceeding. Indeed, GAF has not yet received the proof of publication to be filed by those parties. Nor will waiver prejudice the general public, which has been timely provided the full notice required by the FCC rules by GAF (and, presumably, by the other parties).



Accordingly, it is respectfully requested that the Presiding Judge waive the technical requirements of Section 73.3594(g) of the FCC rules and accept the attached proof of publication and broadcast four business days out of time.

Respectfully submitted,

GAF BROADCASTING COMPANY, INC.


Arthur H. Harding
Christopher G. Wood

Its Attorneys

Fleischman and Walsh
1400 16th Street, N.W.
Suite 600
Washington, D.C. 20036

Dated: April 12, 1993

PUBLIC NOTICE

The application of GAF Broadcasting Company, Inc. for renewal of the license of WNCN(FM), New York, New York, which operates on a frequency of 104.3 MHz, has been designated for a comparative hearing before the Federal Communications Commission in Washington, D.C. Also designated for hearing were the applications of Class Entertainment and Communications, L.P. and The Fidelio Group, Inc., for a new FM broadcast station to operate on a frequency of 104.3 MHz at New York, New York.

The application of this station for a renewal of its license to operate this station in the public interest was tendered for filing with the Federal Communications Commission on February 1, 1991. After considering these applications, the FCC has determined that it is necessary to hold a hearing to decide the following questions:

1. If a final Environmental Impact Statement is issued with respect to Fidelio in which it is concluded that the proposed facilities will have an adverse effect on the quality of the environment, to determine whether the proposed is consistent

to the specified issues, which, if any, of the applications should be granted.

A prehearing conference will be held at the offices of the Federal Communications Commission at 2000 L Street, N.W., Washington, D.C., commencing at 9:00 a.m., on May 14, 1993. The hearing will be held at the same offices, commencing at 10:00 a.m. on June 14, 1993. Members of the public who desire to give evidence concerning the foregoing issues should write to the

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-3-

CERTIFICATION

The following notice was broadcast on Station WNCN(FM) on March 22 at 7:19 a.m.; March 23 at 8:20 a.m.; March 24, at 9:25 a.m.; and March 25, at 8:39 a.m.:

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1. If a final Environmental Impact Statement is issued with respect to Fidelio in which it is concluded that the proposed facilities will have an adverse effect on the quality of the environment, to determine whether the proposal is consistent with the National Environmental Policy Act, as implemented by 47 C.F.R. Sections 1.1301-1319.
2. To determine whether Fidelio's application complies with Section 73.315(a) of the Commission's Rules, and, if not, whether a waiver is warranted.
3. To determine which of the proposals would, on a comparative basis, best serve the public interest.
4. To determine, in light of the evidence adduced pursuant

-4-

Federal Communications Commission, Washington, D.C. 20554, not later than April 17, 1993. Letters should set forth in detail the specific facts concerning which the writer wishes to give

**PUBLIC AND
COMMERCIAL
NOTICES**
(5100-5102)

Public Notices 5100

PUBLIC NOTICE

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1. If a final Environmental Impact Statement is issued with respect to Fidello in which it is concluded that the proposed facilities will have an adverse effect on the quality of the environment, to determine whether the proposal is consistent with the National Environmental Policy Act, as implemented by 47 C.F.R. Sections 1.1301-1319.

2. To determine whether Fidello's application complies with Section 73.315(a) of the Commission's Rules, and, if not, whether a waiver is warranted.

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A copy of the application, amendments thereto and related material are on file for public inspection at the offices of WNCN(FM) at 1180 Avenue of the Americas, New York, New York.

**THE NEW YORK CITY
HOUSING AUTHORITY**

**REQUEST FOR PROPOSAL (RFP):
HOUSING READINESS TRAINING
SERVICES FOR RELOCATED
FAMILIES/INDIVIDUALS ENTERING
NYCHA'S PUBLIC HOUSING**

To facilitate the integration of formerly homeless families into the New York City Housing Authority's "conventional housing," the City of New York has agreed to fund a Housing Readiness Training program for relocated homeless families. The Authority is issuing this RFP for the purpose of inviting qualified private and not-for-profit social service providers to submit proposals for training 1200 families and individuals at accessible sites in all five boroughs.

RFPs may be obtained immediately Monday-Friday, 9AM to 4PM, from:

Ron Diamond,
Chief of Housing Readiness
Training Services,
Office of Services for
Relocated Families,
New York City Housing Authority
250 Broadway, Room 1505
New York, NY 10007

Proposals must be received no later than April 23, 1993 at 3:00 PM. Anticipated contract award date is May 21, 1993.

PUBLIC AND COMMERCIAL NOTICES

(5100-5102)

Public Notices

5100

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A copy of the application, amendments thereto and related material are on file for public inspection at the offices of WNCN(FM) at 1180 Avenue of the Americas, New York, New York.

Plunkett & Lynch Assoc. are seeking benefits for the property located at 3494 Park Avenue, Bronx, NY under the industrial & commercial incentive program administered by the New York City Department of Finance Real Property Assessment Bureau. Any persons having information concerning the eligibility of this applicant to participate in this program or any act of arson or harassment committed by the applicant may submit such information to the Department of Finance at the following address: Real Property Assessment Bureau, Municipal Bldg., One Centre St., Room 946, New York, NY 10007 212-669-2000.

We, Emperor International Exchange Company, and our Hong Kong based international group of companies, including Emperor Investment (USA) Inc., hereby declare that Uni-Finex, Inc., has never been a subsidiary or associated corporation of our Group. Our Group shall not be liable for any acts or transactions whatsoever Uni-Finex, Inc., has with any third party.

Emperor Group, Hong Kong

Commercial Notices

5102

ACTION ROOFING-Attention: Get your roof redone at \$54 per sq ft. Labor & materials included. Flat roof special. All work guaranteed. 516-561-8704

PUBLIC AND COMMERCIAL NOTICES (5100-5102)

Public Notices 5100

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CHINA TRUST BANK

a trust company chartered under New York Banking law and insured with the Federal Deposit Insurance Corporation (the "FDIC") has filed an application with the FDIC for the relocation of its branch office from 40-36 through 40-38 Main Street, Flushing, Queens, New York to 41-89 through 41-99 Main Street, Flushing, Queens, New York, to serve the community of Flushing, Queens, New York in full compliance with federal and state banking laws.

Any person wishing to comment on this application may file his or her comments in writing with the regional director of the Federal Deposit Insurance Corporation at its regional office (452 Fifth Avenue, N.Y., N.Y. 10018) before processing of the application has been completed. Processing will be completed no earlier than the 15th day following either the date of the last required publication or the date of receipt of the application by the FDIC, whichever is later. The period may be extended by the regional director for good cause. The nonconfidential portion of the application file is available for inspection within one day following the request for such file. It may be inspected in the Corporation's regional office during regular business hours. Photocopies of information in the nonconfidential portion of the application file will be made available upon request. A schedule of charges for such copies can be obtained from the regional office.

**PUBLIC AND
COMMERCIAL
NOTICES**

(5100-5102)

Public Notices 5100

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Individ seeks publ or pvt agency assist for legal immigration of his infant daughter to the US for med attention. Call/write Abdul Majid, 9 Emerson Ave. #2, Jersey City, NJ 07306, 201-451-1479.

Commercial Notices 5102

ACTION ROOFING-Attention: Get your roof redone at \$5¢ per sq ft. Labor & materials included. Flat roof special. All work guaranteed. 516-581-8704

**PROFESSIONAL
SERVICES**

(9600)

Miscellaneous 9690

PHOTOGRAPHER

If you want to be a model, improve your image or just have a beautiful photo Ann 212 227 5700 for appointment

CERTIFICATE OF SERVICE

I, Eve J. Lehman, a secretary at the law firm Fleischman and Walsh, hereby certify that I have this 12th day of April, 1993 placed a copy of the foregoing "Statement Regarding Integration, Diversification And Intent To Claim Renewal Expectancy" in U.S. First Class Mail, addressed to the following:

* Administrative Law Judge
 Joseph Chachkin
 Federal Communications Commission
 2000 L Street, N.W., Room 226
 Washington, D.C. 20554

Mr. Glenn A. Wolfe
Chief, EEO Branch
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W., Room 7218
Washington, D.C. 20554

Mr. Gary Schonman, Esquire
Hearing Branch
Mass Media Bureau
2025 M Street, N.W., Room 7212
Washington, D.C. 20554

Harry F. Cole, Esquire
Bechtel & Cole
1901 L Street, N.W.
Washington, D.C. 20036

Morton Berfield, Esquire
Cohen & Berfield
1129 20th Street, N.W.
Washington, D.C. 20036

Eve J. Lehman